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**IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
JAMES RAY WALLIS,
Defendant.

Case No. ED CR 17-40-JGB
ORDER OF DETENTION

I.

On June 9, 2017, Defendant made his initial appearance on the indictment filed in this matter. The detention hearing was continued to June 12, 2017, rescheduled to June 13, 2017 and further continued to June 16, 2017. The Court has reviewed the allegations in the indictment, the affidavit in support of the underlying criminal complaint, the affidavit in support of the search warrant for defendant's residence dated June 8, 2017, the pretrial services report dated June 16, 2017 and heard argument from the parties. The Court issues the following Order of Detention.

☐ On motion of the Government [18 U.S.C. § 3142(f)(1)] in a case allegedly involving a narcotics or controlled substance offense with maximum sentence of ten or more years.

☒ On motion by the Government or on the Court's own motion [18 U.S.C. § 3142(f)(2)] in a case allegedly involving a serious risk that the defendant will flee.

The Court concludes that the Government is not entitled to a rebuttable presumption that no condition or combination of conditions will reasonably assure the defendant's appearance as required and the safety of any person or the community [18 U.S.C. § 3142(e)(2)].

II.

The Court finds that no condition or combination of conditions will reasonably assure: ☒ the appearance of the defendant as required.

☒ the safety of any person or the community.

III.

The Court has considered: (a) the nature and circumstances of the offense(s) charged, including whether the offense is a crime of violence, a Federal crime of terrorism, or involves a minor victim or a controlled substance, firearm, explosive, or destructive device; (b) the weight of evidence against the defendant; (c) the

1 history and characteristics of the defendant; and (d) the nature and seriousness of
2 the danger to any person or the community. [18 U.S.C. § 3142(g)] The Court also
3 considered the report and recommendation of the U.S. Pretrial Services Agency.
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5 IV.

6 The Court bases its conclusions on the following:

7 As to risk of non-appearance:

- 8 ☒ pending charges
- 9 ☒ Defendant's failure to surrender to authorities after fleeing from the
10 scene of an explosion at his prior residence.
- 11 ☒ Evidence of Defendant's attempts to conceal identity and evade law
12 enforcement: prosthetic mask found at defendant's current residence and
13 alleged use of multiple phones in the time between his flight from the
14 explosion at his prior residence and arrest at current residence.

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16 As to danger to the community:

- 17 ☒ Criminal History includes misdemeanor convictions for battery on
18 spouse and obstructing a public officer
 - 19 ☒ Current Allegations include endangering human life while illegally
20 manufacturing a controlled substance; a co-defendant was seriously injured as a
21 result of an explosion at defendant's prior residence, and defendant's minor child
22 was present at the residence at the time of the explosion. Defendant fled from the
23 scene of the explosion and set up another operation to manufacture a controlled
24 substance at another residence. Defendant's residence was located in a residential
25 neighborhood.
 - 26 ☒ Possession of firearms at prior residence
- 27
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V.

IT IS THEREFORE ORDERED that the defendant be detained until trial.

The defendant will be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal.

The defendant will be afforded reasonable opportunity for private consultation with counsel. On order of a Court of the United States or on request of any attorney for the Government, the person in charge of the corrections facility in which defendant is confined will deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

[18 U.S.C. § 3142(i)]

Dated: June 16, 2017

/s/

ALKA SAGAR
UNITED STATES MAGISTRATE JUDGE